1 The Honorable Benjamin H. Settle 2 3 4 5 6 7 UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF WASHINGTON 8 AT TACOMA 9 UNITED STATES OF AMERICA, No. CR13-5597BHS 10 Plaintiff, ORDER GRANTING JOINT MOTION 11 TO CONDUCT DISCOVERY v. PURSUANT TO FEDERAL RULE OF CRIMINAL PROCEDURE 32.2 12 JENNIFER KLEPACH, 13 Defendant, 14 15 JOSE VENTURA-GARCIA, 16 17 Third Party Claimants/Petitioners. 18 19 This matter having come before the Court on the Motion of the United States and 20 Petitioner Jose Ventura-Garcia, requesting this Court for authorization to conduct 21 discovery, and to set an ancillary hearing date, and the Court having considered the 22 representations of counsel and the files and records herein, it is hereby 23 ORDERED that, pursuant to Rule 32.2, Federal Rules of Criminal Procedure, and 24 Title 21, United States Code, Section 853(m), the United States and the petitioner may 25 conduct discovery, pursuant to the Federal Rules of Civil Procedure. Discovery will be 26 completed by December 18, 2014. 27

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IT IS FURTHER ORDERED that an ancillary hearing will be set for the 29th day 1 2 of January, 2015 at 10:00 a.m. to litigate the petition of Jose Ventura-Garcia. DATED this 22<sup>nd</sup> day of October, 2014. 3 4 5 6 7 8 United States District Judge 9 Presented by: 10 11 s/Matthew H. Thomas MATTHEW H. THOMAS Assistant United States Attorney United States Attorney's Office 1201 Pacific Avenue, Suite 700 Tacoma, Washington 98402 12 13 14 Telephone: Fax No.: 253-428-3809 253-383-7974 15 E-Mail: Matthew.H.Thomas@usdoj.gov 16 17 /s/Sunni Y. Ko 18 SUNNI Y. KO The Law Office of Sunni Ko, PLLC 1105 Tacoma Avenue South Tacoma, WA 98402 Office: (253) 383-5346 19 20 21 (253) 572-6662 Fax: E-Mail: Sunni@sunnikolaw.com 22 23 24 25 26 27 28